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DISTRICT COURT  
SAN JUAN, P.R.

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

CARLOS RODRÍGUEZ ROBLEDO

Plaintiff

v.

CIVIL NUMBER: 98-1547 (JAG)

PUERTO RICO ELECTRIC POWER  
AUTHORITY AND XYZ INSURANCE  
COMPANIES

Defendants

ORDER

This case has been referred to the undersigned Magistrate-Judge for a report and recommendation as to all pending dispositive motions.

Presently pending before the Court is a Motion for Summary Judgment filed by third party defendants (Docket No. 61) and defendant PREPA's opposition thereto (Docket No. 66). At the June 29, 2001 status conference, the Court also granted defendant PREPA until August 17, 2001 to file a motion for summary judgment.

In the Pretrial Report (Docket No. 96) defendant PREPA has contested the Court's diversity jurisdiction under 28 U.S.C. § 1332(a). However, defendant PREPA has not filed any motion pursuant to Fed. R. Civ. P. 12 (b) (1) challenging this Court's subject-matter jurisdiction.

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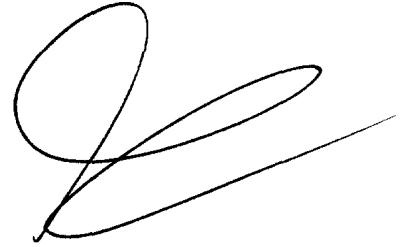
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CIVIL 98-1547 (JAG)

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2 In the event defendant PREPA continues to challenge federal diversity jurisdiction in the  
3 present case, the Court hereby instructs defendant to file any such motion accompanied by a  
4 memorandum of law in support thereof, on or before August 17, 2001.

5 In San Juan, Puerto Rico, this 19<sup>th</sup> day of July, 2001.

A handwritten signature in black ink, consisting of a large, stylized 'G' followed by a long, sweeping horizontal stroke that curves upwards at the end.

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9 GUSTAVO A. GELPÍ  
10 United States Magistrate-Judge  
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